



State of Louisiana
Gaming Control Board

KATHLEEN BABINEAUX BLANCO
GOVERNOR

HILLARY J. CRAIN
CHAIRMAN

IN RE: INFINIUM SOFTWARE INCORPORATED
NO. P086501562

ORDER

This matter was considered by the Louisiana Gaming Control Board at its meeting of January 20, 2004. The Hearing Officer's order dated December 17, 2003, based on the "Joint Motion for Entry of Stipulations and Approval of Proposed Settlement" in the matter of the "Notice of Recommendation of Revocation," Permit No. P086501562, by and between Infinium Software Incorporated, Inc. and the Louisiana Department of Public Safety and Corrections, Office of State Police, Casino Gaming Division, which is attached hereto and incorporated herein, is **APPROVED**.

THUS DONE AND SIGNED on this the 20 day of January, 2004.

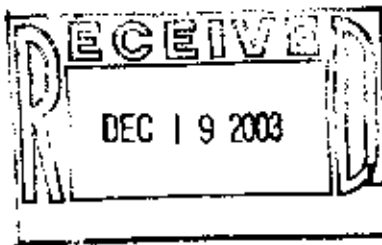
LOUISIANA GAMING CONTROL BOARD

BY:


HILLARY J. CRAIN, CHAIRMAN

LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 20 **DAY**
OF January
APPEAL CLERK





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DEC 17 2003

**STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE**

LGCB
ADMINISTRATIVE HEARING OFFICE

IN RE: INFINIUM SOFTWARE INCORPORATED

CASE NO. PO86501562

**JOINT MOTION FOR ENTRY OF STIPULATIONS AND
APPROVAL OF PROPOSED SETTLEMENT**

ON THE JOINT MOTION OF:

1. the Louisiana Department of Public Safety and Corrections, Office of State Police, Casino Gaming Division (hereinafter "Division"), and
2. Infinium Software Incorporated, Permit No. PO86501562 (hereinafter "permittee"),

who respectfully represent the following:

WHEREAS:

1. On December 12, 2002, the Gaming Suitability Unit of State Police (hereinafter "Unit") received notification that the permittee was to be acquired by SSA Global Technologies Incorporated;
2. Once the acquisition was complete, the Unit initiated a suitability investigation of the individuals affiliated with the permittee's parent company.
3. As part of this investigation, the Unit requested via certified mail, on or about March 18, 2003, notarized affidavits, release forms, and residential information for the nine officers and directors of SSA Global Technologies Incorporated. In the same correspondence, the Unit also requested an organizational chart and ownership chart for Cerberus Partners, the parent corporation of SSA Global Technologies Incorporated ;
4. The permittee received the above request on March 18, 2003, but never submitted the requested information to the Unit;
5. Based on the permittee's failure to submit requested information in accordance with La. R.S. 27:28(A) and (B), the Louisiana Gaming Control Board issued a Notice of Recommendation of Revocation to the permittee on or about June 16, 2003;

TRUE COPY

Representative

Louisiana Gaming Control Board

6. This matter is scheduled for hearing on December 10, 2003 at 9:00 a.m. before the Honorable William H. Brown; and
7. The permittee no longer desires to do business in the gaming industry in the State of Louisiana,

NOW THEREFORE, in consideration of the foregoing stipulations, the Division and the permittee hereby propose the following settlement, that:


1. The permittee acknowledges that it failed to comply with the mandate of La. R.S. 27:28(B)(4), in that it did not submit the information requested by the Unit in its March 18, 2003 certified letter;
2. In lieu of revocation of its permit, the permittee shall surrender its permit, without prejudice, to the Division; additionally, the permittee shall pay a civil penalty in the amount of **seven thousand-five-hundred dollars (\$7500.00)**;
3. Within fifteen days of the approval of this settlement by the Louisiana Gaming Control Board, the following entities will cease doing business in the gaming industry in the State of Louisiana: Infinium Software, SSA Global Technologies Incorporated, Cerberus Partners, Mike Greenough, Mark Neporent, Seth Plattus, Robert Davenport, Guy Camerata, Michael Green, Kirk Isaacson, Susan Hickel and John Walles. These entities may recommence doing business in the gaming industry in Louisiana only in accordance with paragraph four (4) below;
4. The permittee shall provide written notification to the Unit prior to the permittee, any and all of its parent companies, any and all of its subsidiaries companies, or any of the individuals affiliated with the permittee, commencing doing business in the gaming industry in the State of Louisiana with any gaming licensees, permittees, or parent or subsidiary entities of those licensees and permittees. For the purposes of this paragraph, affiliates of the permittee include, but are not limited to, those entities listed in paragraph three (3) above;
5. The Division hereby agrees to accept the permittee's surrender of its permit without prejudice, payment of the above stated penalty, and agreement to the above reporting requirement in full and final settlement of this Notice of Recommendation of Revocation;
6. The Division reserves the right to take into consideration these violations in connection with any future violation;
7. The form and substance of this settlement are to be interpreted under the laws of the State of Louisiana;

8. This settlement constitutes the entire agreement between the Division and Infinium Software Incorporated pertaining to the subject matter contained herein, and supercedes all prior and contemporaneous agreements, representations, and understandings of the parties;
9. This settlement is subject to approval by the Hearing Officer of the Louisiana Gaming Control Board; it is expressly understood that if this proposed settlement is approved by the Hearing Officer, this agreement is not executory and will be submitted to the Board for its determination as to whether the matter should be heard by the Hearing Officer; if approved, however, payment of the above penalties must be submitted to the Division within fifteen (15) days of approval of this settlement by the Board; the failure to submit the civil penalty within fifteen (15) days of approval by the Board shall result in the revocation of the permittee's non-gaming supplier permit; and
10. The Division and the permittee waive their rights to appeal this settlement if the Order is signed by the Hearing Officer and accepted by the Board.

Respectfully submitted,


**INFINIUM SOFTWARE
INCORPORATED**

BY:


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**STATE OF LOUISIANA
LOUISIANA GAMING CONTROL BOARD
ADMINISTRATIVE HEARING OFFICE**

IN RE: INFINIUM SOFTWARE INCORPORATED

CASE NO. PO86501562

ORDER

Considering the foregoing Joint Motion For Entry of Stipulations and Approval of Proposed Settlement, IT IS HEREBY ORDERED that such proposed settlement be approved, to wit:

1. the permittee acknowledges that it failed to comply with the mandate of La. R.S. 27:28(B)(4), in that it did not submit the information requested by the Unit in its March 18, 2003 certified letter;
2. the permittee shall surrender, without prejudice, its permit to the Division;
3. the permittee shall pay a civil penalty in the amount of **seven thousand-five-hundred dollars (\$7500.00)**;
4. within fifteen days of the approval of this settlement by the Louisiana Gaming Control Board, the following entities will cease doing business in the gaming industry in the State of Louisiana: Infinium Software, SSA Global Technologies Incorporated, Cerberus Partners, Mike Greenough, Mark Neporent, Seth Plattus, Robert Davenport, Guy Camerata, Michael Green, Kirk Isaacson, Susan Hickel and John Walles; these entities may recommence doing business in the gaming industry in Louisiana only in accordance with paragraph five (5) below;
5. the permittee shall provide written notification to the Unit prior to the permittee, any and all of its parent companies, any and all of its subsidiaries companies, or any of the individuals currently affiliated with the permittee, commencing doing business in the gaming industry in the State of Louisiana with any gaming licensees, permittees, or parent or subsidiary entities of those licensees and permittees.
6. payment of the above penalty shall be submitted to the state within fifteen (15) days of approval of this settlement by the Louisiana Gaming Control Board; and

7. failure to submit the above penalty within fifteen (15) days of approval of this settlement by the Board shall result in the revocation of the permittee's non-gaming supplier permit.

THUS DONE AND SIGNED this 17th day of Dec, 2003 in
Baton Rouge, Louisiana.

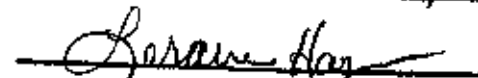
LOUISIANA GAMING CONTROL BOARD
I HEREBY CERTIFY THAT A CERTIFIED
COPY HAS BEEN MAILED OR SERVED ON
ALL PARTIES THIS 17th DAY
OF December, 2003
OF Sarah J. Haynes
DOCKET CLERK, ADMINISTRATIVE HEARING OFFICE

cc: J. Kelly Duncan
Karen White
Att. Gen.



William H. Brown.
Hearing Officer

A TRUE COPY ATTEST
LOUISIANA GAMING CONTROL BOARD
HEARING OFFICE
BATON ROUGE, LA December 17, 2003


BY: CLERK